

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEW JERSEY

NORRIS, McLAUGHLIN & MARCUS, P.A.

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BioScience, Inc.

TED PAULEY

Plaintiff,

v.

STRYKER CORPORATION,  
STRYKER SALES CORPORATION,  
ASTRAZENECA  
PHARMACEUTICALS LP,  
ASTRAZENECA LP, ZENECA  
HOLDINGS INC., ABRAXIS  
BIOSCIENCE INC., APP  
PHARMACEUTICALS INC.,  
HOSPIRA INC., ABBOTT  
LABORATORIES, EASTMAN  
KODAK COMPANY, DOES 1-10,  
inclusive

Defendants.

CIVIL ACTION NO.

3:09-cv-03998-MLC-LHG

**ORDER EXTENDING TIME TO  
ANSWER, MOVE OR  
OTHERWISE REPLY TO THE  
COMPLAINT**

RECEIVED

AUG 28 2009

AT 8:30  
WILLIAM T. WALSH  
CLERK

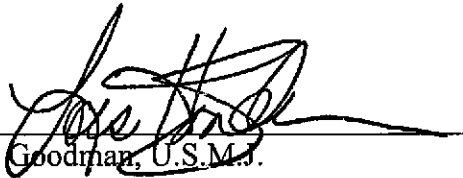
**ORDER**

THIS MATTER having come before the Court on the application of Defendants,  
APP Pharmaceuticals, Inc., and Abraxis BioScience, Inc., to extend the time within  
which they must answer, move or otherwise reply to the Complaint; and Plaintiff and all

other parties that have appeared in this matter having consented to this Order; and for good cause shown:

IT IS, on this 21 day of August, 2009,

ORDERED that the time within which Defendants, APP Pharmaceuticals, Inc. and Abraxis BioScience, Inc., must answer, move or otherwise reply to the Complaint is extended for thirty (30) days to October 1, 2009.

  
Lois Goodman, U.S.M.J.



August 21, 2009

**VIA FEDERAL EXPRESS**

The Honorable Lois Goodman, U.S.M.J.  
United States District Court  
District of New Jersey  
Clarkson S. Fisher Building & U.S. Courthouse  
402 East State Street, Room 2020  
Trenton, NJ 08608

**RE: Ted Pauley v. APP Pharmaceuticals, Inc. and Abraxis  
BioScience, Inc., et al  
Civil Action No.: 3:09-cv-03998-MLC-LHG**

Dear Judge Goodman:

This firm represents Defendants APP Pharmaceuticals, Inc. and Abraxis BioScience, Inc. (hereinafter, "Defendants") in the above matter. We write to seek an extension of Defendants' time to answer, move or otherwise reply to the Complaint in the above matter. Plaintiff's counsel and all other counsel of record have consented to the extension Defendants seek.

The Complaint in this matter was filed in the Superior Court of New Jersey, Middlesex County, on July 6, 2009. Defendants were served with the summons and Complaint on July 17, 2009. Subsequently, Plaintiff's counsel agreed to an extension to September 21, 2009, of the time within which they were required to answer or otherwise respond to the Complaint in Superior Court.

This matter was removed to the United States District Court for the District of New Jersey on August 10, 2009. Thereafter, Defendants applied for and were granted a 15-day extension of time to answer, move or otherwise reply to the Complaint pursuant to *L.Civ.R.* 6.1(b). Accordingly, the time for Defendants to answer, move or otherwise reply to the Complaint expires on September 1, 2009.

Defendants were named in approximately forty-five (45) matters, all filed in the Superior Court of New Jersey within weeks of each other. Thirty-two (32) of those matters, including this one, were removed to the United States District Court for the District of New Jersey on the same day. Thus, the deadline for Defendants to answer, move or otherwise reply to the Complaint in each of the removed cases is September 1,

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The Honorable Lois Goodman, U.S.M.J.

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2009. In each of the subject cases, Defendants are carefully considering the allegations asserted by the particular plaintiff, and how best to respond to the Complaint. Recognizing that preparing a proper response to each of the subject Complaints is an involved and time-consuming task, the parties have agreed to give Defendants an additional thirty (30) days within which to answer, move or otherwise reply to the Complaint in each of the removed cases. Accordingly, Defendants herein request an extension of the time within which they must answer, move or otherwise reply to the Complaint to October 1, 2009.

In accordance with the instructions that we received from your law clerk, we have attached a form of Order for the Court's consideration. We respectfully request that the Court advise us if it requires anything further in support of Defendants' application.

Thank you for your consideration.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A.

By: 

Steven A. Karg

cc: All Counsel of Record

**Counsel List [2]**

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**Defendants Stryker Corporation  
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